

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re Terrorist Attacks on September 11, 2001

03 MDL 1570 (GBD)(SN)
ECF Case

This document relates to:

Marinella Hemenway et al. v. Islamic Republic of Iran, No. 1:18-cv-12277 (GBD) (SN)

[PROPOSED] ORDER OF PARTIAL FINAL JUDGMENTS
ON BEHALF OF HEMENWAY PLAINTIFFS IDENTIFIED IN EXHIBITS A AND B III

Upon consideration of the evidence and arguments submitted by Plaintiffs identified in Exhibits A and B to this Order, Plaintiffs in *Hemenway III*, who are each a spouse, parent, child, or sibling (or the estate of a spouse, parent, child, or sibling) of a victim killed in the terrorist attacks on September 11, 2001 (as identified on Exhibit A), or the estate of an individual who was killed in the terrorist attacks on September 11, 2001 (as identified on Exhibit B), and the Judgment by Default for liability only against Defendant Islamic Republic of Iran (the “Iran Defendants”) entered on September 3, 2019 (ECF No. 5054), together with the entire record in this case; it is hereby

ORDERED that service of process was effected upon the Iran Defendants in accordance with 28 U.S.C. § 1608(a) for sovereign defendants and 28 U.S.C. § 1608(b) for agencies and instrumentalities of sovereign defendants; and it is

ORDERED that partial final judgment is entered against the Iran Defendants and on behalf of the Plaintiffs in *Hemenway III*, as identified in the attached Exhibit A, who are each a spouse, parent, child, or sibling (or the estate of a spouse, parent, child, or sibling) of an individual killed in the terrorist attacks on September 11, 2001, as indicated in Exhibit A; and it is

ORDERED that Plaintiffs identified in Exhibit A are awarded: solatium damages of \$12,500,000 per spouse, \$8,500,000 per parent, \$8,500,000 per child, and \$4,250,000 per sibling, as set forth in Exhibit A; and it is

ORDERED that partial final judgment is entered against the Iran Defendants and on behalf of the Plaintiffs in *Hemenway III*, as identified in the attached Exhibit B, who are each the estate of a victim of the terrorist attacks on September 11, 2001, as indicated in Exhibit B; and it is

ORDERED that Plaintiffs identified in Exhibit B are awarded: compensatory damages for decedents' pain and suffering in an amount of \$2,000,000 per estate, as set forth in Exhibit B; and it is

ORDERED that Plaintiffs identified in the expert reports attached as Exhibits B-1 to B-4 to the Declaration of Jerry S. Goldman, Esquire ("Goldman Declaration") (and identified in Exhibit B) and annexed hereto, are awarded economic damages as set forth in Exhibit B and as supported by the expert reports and analyses submitted as Exhibits B-1 to B-4 to the Goldman Declaration; and it is

ORDERED that Plaintiffs identified in Exhibits A and B are awarded prejudgment interest of 4.96 percent per annum, compounded annually, running from September 11, 2001 until the date of judgment; and it is

ORDERED that Plaintiffs identified in Exhibits A and B may submit an application for punitive damages, economic damages, or other damages (to the extent such awards have not previously been ordered) at a later date consistent with any future rulings made by this Court on this issue; and it is further

ORDERED that the remaining *Hemenway* Plaintiffs not appearing on Exhibits A or B, may submit in later stages applications for damages awards, and to the extent they are for solatium or by estates for compensatory damages or for decedents' pain and suffering from the September 11th attacks, they will be approved consistent with those approved herein for the Plaintiffs appearing on Exhibits A and B.

SO ORDERED:



GEORGE B. DANIELS
United States District Judge

Dated: New York, New York
FEB 05 2020

EXHIBIT A

[Corrected] Ex. A to Hemenway*(Alphabetically by Last Name of 9/11 Decedent)*

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	PLAINTIFF First Name	PLAINTIFF Middle Name	PLAINTIFF Last Name	PLAINTIFF Suffix	Relationship to 9/11 Decedent	SOLATIUM DAMAGES AMOUNT
1.	Nancy		Liz	Jose		Liz		Sibling	\$4,250,000
2.	Nancy		Liz	Jose		Liz	Sr.	Parent (Deceased)	\$8,500,000
3.	Nancy		Liz	Elena		Liz		Parent (deceased)	\$8,500,000
4.	Nancy		Liz	Maria		Liz		Sibling	\$4,250,000
5.	Joseph	J.	Ogren	Eric		James	Ogren		\$4,250,000
6.	Joseph	J.	Ogren	Patricia		Ann	Golden	Sibling	\$4,250,000
7.	James	Matthew	Patrick	Shawn		Joseph	Patrick	Sibling	\$4,250,000
8.	Carol		Rabalais	Mary		Agatha	South	Parent	\$8,500,000

TOTAL**\$46,750,000**

Exhibit B

EX. B to Henenway
(Alphabetically by Last Name of 9/11 Decedent)

	DECEDENT First Name	DECEDENT Middle Name	DECEDENT Last Name	Suffix Name	Economic Damage Amount	Non-Economic Damage Amount	TOTAL Damage Amount
1.	Ronald	J.	Hemenway			\$2,000,000	\$2,000,000
2.	Lucille	T.	King		\$1,019,801	\$2,000,000	\$3,019,801
3.	Nancy		Liz			\$2,000,000	\$2,000,000
4.	Francisco	M.	Mancini		\$6,251,514	\$2,000,000	\$8,251,514
5.	Joseph	J.	Ogren			\$2,000,000	\$2,000,000
6.	Samuel		Oitice			\$2,000,000	\$2,000,000
7.	James		Patrick		\$5,661,480	\$2,000,000	\$7,661,480
8.	Carol		Rabalais		\$1,509,626	\$2,000,000	\$3,509,626
9.	Laura		Ragonese- Snik			\$2,000,000	\$2,000,000
10.	Vernon	A.	Richard			\$2,000,000	\$2,000,000
11.	Marsha	A.	Rodriguez			\$2,000,000	\$2,000,000
TOTALS					\$14,442,421	\$22,000,000	\$36,442,421